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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA,) NO. CR-10-557 JW
Plaintiff,) STIPULATION AND [PROPOSED] ORDER
v.) STAYING PAYMENT OF RESTITUTION
FLAVIO DE MORAIS,) PENDING APPEAL - FRCrP38
Defendant.)

)

The parties hereto stipulate that the restitution order contained in the Judgment [Docket 48] is stayed as of its entry, pending the outcome of the appeal of this case to the Ninth Circuit, pursuant to FRCrP 38(e)(1).

Dated: October 19, 2012

HALLINAN & WINE

/s/ Kenneth. H. Wine
Kenneth Wine, Esq.
Attorney for Defendant

Dated: October 19, 2012

/s/ Kyle Waldinger
Kyle Waldinger
Attorney for United States

ORDER

FOR GOOD CAUSE SHOWN, UPON STIPULATION OF THE PARTIES:

3 the restitution portion of the Judgment entered in the case against Defendant Flavio De Morais is hereby
4 stayed pending the outcome of the appeal of this issue to the Ninth Circuit, pursuant to Federal Rules
5 of Criminal Procedure 38(e)(1).

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Dated:October 19, 2012

